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FACSIMILE SHEET

DATE: February 10, 2004

CLIENT MATTER NO.: 9209-3

TO: Examiner Parton
USPTO

FAX NO.: 703-746-9242

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FROM: Robert W. Glatz

TELEPHONE NO.: 919-854-1400

Number of Pages (including cover sheet) : 7

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MESSAGE

In re: Kenneth Lee Harper
Serial No.: 09/641,045
Filed: August 17, 2000

Confirmation No. 4757
Group Art Unit: 2153
Examiner: Kevin S. Parton

For: **METHODS, SYSTEMS AND COMPUTER PROGRAM PRODUCTS FOR
DETERMINING A POINT OF LOSS OF DATA ON A COMMUNICATION
NETWORK**

Pursuant to our telephone conversation today, attached is a copy of the Request for Reconsideration mailed on December 31, 2003 and a copy of the stamped postcard returned to us by the PTO indicating receipt at the PTO on January 5, 2004.

CONFIDENTIALITY NOTE

The information contained in this facsimile message is legally privileged and confidential information intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination, distribution or copy of this telecopy is strictly prohibited. If you have received this telecopy in error, please immediately notify us by telephone and return the original message to us at the address above via the United States Postal Service. THANK YOU.

*Mail Stop AF*Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450*2/26/04*Date: *12/31/03*Doc. No. *9209-3*01-09-04 A.S.O. Serial No. *09/641,045*Inventor: *H. P. S.*Sir: Kindly acknowledge receipt of the accompanying items listed below
by placing your receiving stamp hereon and return mailing:

Application Transmittal and:	Check <i>ADS & PTO-1449 &</i> refs.
Specification pages	Amendment & Amed. Transmittal
No. of Claims	Preliminary Amendment
Declaration & POA	Issue Fee
Assignment and Fee	Appel
Small Entity Statement	Submittal of Priority Doc.
Formal Drawings/ sheets	
Associate Power of Attorney	
Exp. Mail	1st Class Mail

Other: *Req. for Reconsideration after Final*Respectfully submitted,
MYERS BIGEL SIBLEY & SAJOVEC, P.A.
Attorneys for Applicant*AN*

RESPONSE UNDER 37 C.F.R. 1.116 - EXPEDITED
PROCEDURE - EXAMINING GROUP 2153

Attorney Docket No. 9209-3

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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December 31, 2003

Mail Stop AF
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

REQUEST FOR RECONSIDERATION AFTER FINAL

Sir:

Applicant provides the present response to address the issues raised in the Final Office Action mailed November 5, 2003 ("Final Action"). Applicant provides the present Amendment pursuant to the rules stated in revised 37 C.F.R. 1.121 that became effective on July 30, 2003.

If any extension of time for the accompanying response or submission is required, Applicant requests that this be considered a petition therefor. The Commissioner is hereby authorized to charge any additional fee, which may be required, or credit any refund, to our Deposit Account No. 50-0220.